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UNITED STATES DISTAICT COURT, EASTEAN JH DIVISION, WILL COUNTY

DENNIS Taylor #R68729 Plaintiff,

1:17-cv-0441 Judge Thomas M. Durkin Magistrate Judge Chei a North Legan 6/13/2017

IDOCI

Randy Prister, Warden

THOMAS G. BRUTON CLERK, U.S. DISTRICT COURT

Karen Rabideau Placemed Officer CLERK, C Soto Deathrow, F. House Assito Admino, deet al 20 Defendants RECEIVED

I. JURISDICTION \$ VENUE 1-19-17

THOMAS G. BRUTON

1. This is a Civil action authorized STRICT COURT 42 U.S.C Section 1983 to redress the deprivation, under Color of State law, of right secured by the Constitution of the United States. The Court has jurisdiction under 28 U.S.C Section 1313 and 1343(a) Plaintitt Seeks declaratory relief pursuant to 28 U.SC. Section 2201 and 22020 Plaintitt Claims for injunction relief are authorized by 28 USSC Section 2283 and 2288 Rule 65 of the Federal Rule of COVIL Pro-Cedure.

2. The Will County District Court of Fllowords is an appropriate Venue Under 28 USoCo Section 1391 6) (2).

because it is where the events goving rise to this Claim occurred.

IT PLAINTIFF(S).

3. Plaintiff, Dennis Taylor was at times mentioned herein a prisoner of the State of Filinois in the Custady of the Illinois Department of Con-rections. He is Currently Contined in Menard Correctional Center in Menard, Filinois, P.O. Box 1000, 62259.

III DEFENDANT(S)

4. Defendant Randy Pfisher is Warden of Stateville Correctional Center. He is legally responsible for the overall operation of the institution, and for the Westare of all the innertes in Stateville Correctional Center in Jalvets I I Nove.

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5. Defendant Sgt. Mack Deathrow
is a Correctional Officer (Sgt) of Statewille
CC, and at time mentioned in this
Complaint held the rank as assistant
administrator in F-house.

6. Defendant karen Rabideau is a
Correctional Officer of the Flinds
Department of Corrections who at
all times mentlowed, held the rank
of Placement Officer, and was assigned to placement Office at time
mentioned in this Complaint at
Staleville CC. At all times each defendant acted under Color of Stale law,
and Froc juris doctoon.

III FACTS

7. ON approx. 1/5/16 plaintiff, Dennis Taylor was transferred from Stateville CC general population to Segnation, F-house, Single Cell # 154,

8. ON approx. 11/12/15 inmate Peoples # K51695 was moved from another Seg. Cellinto Cell# 154 with Plaintitt. He boast to plaintiff that he held a high position with the Gangsten Uscoples (God's) and was in Seg. for threatening to beat Several innertes to death with his fow notor. He Showed plaintit the disconnected far notor he brought a 8th him to Seg. and warn plain toff that he would vol have a problem using it on him (plaintoff) if he had to. Apon information and belief, Peoples has a history of abasive behavior toward his older Cell males, in which plantoff is 15 Years GOS Serior. Said Intonmotion WIII be Veritical upon discoveryo

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9. On approx. Il/13/15 Plant III wrote

Placement, and F-house Sgto Deathrow

requesting to be moved out of the Cell

with Peoples, because of his ne peated

threats toward plant IIII.

10. ON 11/17/15, al approx. 9:30 AM, while plaintiff was being taken to hite disciplinary hearing, he van Into Solo Deathrow, and asked him dod he received the better plantit Sent hom- he sadd he dod. Harntott explained to him again that he Noeded to be moved out of the Cell with Peoples, because of his repeated threate toward hom. Sol Deathrow asked Plantoff 66 Do you know how to flight? I told him that I did not wont to Fight Peoples - I just wavled to nove into another Cell. He told me that he wasn't goong to move me, So I word to 66 mon up ?? go back to My Celly and deal with the

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11. ON 11/18/15, I Sent an emergency
grievance to the Warden requesting
to be moved out of Cell # 154 with
feoples, because of the repeated
threads on his like from Peoples.
See hand wrotten copy of grievance,
Exhibit A.

12. ON 11/27/15 innate Peoples put his faw motor in a pillow Case, and Struck Plaintoff on the head Several times. Plaintitt told Peoples that he was going to report what happeved to Stateville Officials. He told me that if I told the police whathappened, he would have his not hit me. See Exhibit L. I feared him, be-Cause I wothersed the power he had withow his not, and the Violevel form of reverge they Courted oul on individuals. So, when peoples told Officer, Subici Ahat I tell and hot my bread on the toldet I west along with the Storphe

Case: 1:17-cv-00441 Document #: 20 Filed: 06/13/17 Page 7 of 25 PageID #:177, Out of fear for my lite. See the hospital fear for my lite. See the hibst L. I was rushed to an out side hospital, Saint Joseph Hospital, Saint Joseph Hospital, Saint Joseph Hospital, and received 38 Staple in my head. I was admitted in Stateville's hospital from 11/28/15 thun 1/5/16 five weeks for threatness to my head and observation. I'm currently experiencing head aches and burned VIS IOND behind the assault. Seek medical records aches and burned VIS IOND behind the assault. Seek medical records.

13. On approxo 12/14/15, Plain toff wroke Mrs. Rabidian of Placement, and Informed her that I was assaulted by Peoples, and Ald Not Come forward Soover, because Peoples had threaten my lote. I asked her to pass Said information to Officials (I-A).

14. On appreho 12/24/15 and 1/11/16, I was interviewed by -

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I.A. Officers & Vengara and willowww I.A. OHOCEN ON 12/24(15, and SuperVI-SOR Sullivan and I.A. Officen Sipia ON 1/11/16. I informed Jet IN both intenteurs that I was assautted by Leoples and the reason I wanted to Come forward was because Peoples threater to have his not hot me it I SNitched on him. See Exhibit La I.A. told me in both Interviews that the evidence they gathered Matched my details of the assault. I at told plantit that they had veasons to believe the fow Molar that was CONFIS Called from Peoples was the albeged Weapon used in the assaute The albeged evidence can be obtained through discovery

15. On 1/12/16, upon information and belief, Peoples was interviewed by I.A. Sullivan and Sipia, and was given an alternative to

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agree to fighting with Plant titl
or he will be charged with an assault.
The alleged individuals who provided
Sand information would not give an afridant for fear of retaliation
from Stateville Officials.

16. Or approxo 1/18/16 Plagn-tott was issued a discoplanary report for fight-ing Peoples. See Exhibit ____.

17. On 1/28/16 the Said ticket was expunged by the Charles Best of the Adjustment Committee upon review of evidence and poetares of the alleged weapon (Fon Molar) feoples allegedly used in the assault. Plaintiff explained to Committee why he waited to Come forward with the information for Peoples had threated to have his ind hol him.

18. On agroxo 2/24/16 and 5/12/16 Stoleville Storwals derived Plantototts Case: 1:17-cv-00441-Document #: 20 Filed: 06/13/17 Page 10 of 25 PageID #:180 regues 6.

19. ON approx. 4/20/16 and 6/15/16, Pladotott appealed the devoals to ILOC Admonistratione Leview Board (ARB) and was dended permanant protection as well. In Spite of the fact that my weed for P. C. originated from me being assautted by Peoples and reporting 18 la Shaleville Officials. Ital Officials were given the Neme of the God. Mot and Specific UNdividuals behind these threats. See Exhibit to

20. On approxo 2/5/16, 5/21/16) and 6/30/16, Plantoff was forced to sign Into P.C. after Coming in direct Contact with Peoples and multiple members of his note.

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The G.D. McG threater to Kill Me of Plaw toll dod Not Sogn back into P.Co See Exhabit Et Lo 21. ON approx. 9/1/16 Plantitt Signed back in Pol due to repeated threats he received from the Godo Moss Plantott informed wit States Courseler, and Int, and turned the threatening letters over to Starteville Officials. Plantiff was devoed perminant Pol by Staleville and ARB. He was told by ARB Anot the Your ratoonale for weeding P.C. Is Centered around and altercation you had Nove 17, 15 woth Offerder Peoples. 30 This whomaton is contrary to facts and the expunsed discoplanary report Plaintoff received. See Exhibite Plantott is on temporary Poe perdus she is films of this

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22. ON November 11, 2016, While in protective Custady at State ville Correctional Center, plaintiff was transferred to Menard Correctional Center. He was taken out of Poc and placed in Several population.

IN EXHAUSTION OF LEGAL REMEDIES

Pladntiff, Dennis Taylor exhausted the prisoner's groevance prosedures available at Stoleville Correctional Center, and Are Administrational Center, and Are Administratione Review Board. Whereas:

23. ON 11/18/15, pladottoff Seve and energency growave to the warder requesting to be moved out of Cell # 154, because ownate Peoples had threaten his life.

Plaintitt dod not recedure a ne-Spanse to said groevance, and was assautted by avmale Peoples before he Could appeal to the ARR . See Copy of Saved groevavere (hand another). Exhibit A Plaintiff meet the exhaustion regulreneve of 28 U.S.C & Z (e 75(a) because the administration did not respond to the grievance without SIX MONTHS). 24. ON 2/18/16, plaintit tilled a groevance Concerning an expunged duscoplinary report he recedired for allegelly fighting innate Peoples to Stuleville CC and the Adminis-Contone Revoew Board (ARB). Plainthe Nobel in the groevance that he Nevo Should have necedved a tocket, Because he was assautted by Enrate Peoples, and had to be rushed to the out side hospHal, and received 38 staples in the head.

Starbeville response was that, "Offender Peoples has been added to your icsF list, and "you are currently group & Poc." See Exhibit B. ARB stated Anol; "No justification provide for additional Consideration," and

25. ON 4/27/16, Plaintoff filled a groevance with Staleville CC And intormed it that the Gols Whom had threaten him was Stoll threatering him, and had Not been placed on plaintoff keep Separate 10st. I asked to be kept on P.Co until the Sotuatoon is resolved. I was told And, 66 Once Polodecd Stan reach the ARB -

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It is out of the installation's

jurisdiction. See Exhibit

26. ON 5/1/16, Place toff folled an ennergues grievance adth Stateville CC, and ARB after he was released from P.C, and Came in Adrect Contact with innate Peoples and members of his mob. Statedille response was; 66 No; all offenders Should Submit this groevance in the Normal Man-Neroso See Exhiber Do ARB Stuled: 66 Offender Needs to Contack his Counselor and For Megarding protective Custady issues: See Exhabit =

27. ON 6/15/16, ARR, Wilhout giving plaintiff a formal hearingCase: 1:17-cv-00441 Document #: 20 Filed: 06/13/17 Page 16 of 25 PageID #:186

deviced plaintoff permanant

P.C., and Stated: 66 I Aind No

New information which would war
rent a reconsideration of the

past ARB hearings. 33 See Ext
hibot F.

23. ON MILTILE, after Not ne-Cedving a response from plaintoff goverance that he had sover to Courselor on Concernang an energency snoevance that were Seve to the warder Concerning Said matters, place toff Seve avolver growere. The me Sponse was Stated: 66 Pen groe -Vouce Attoch, that god vance was returned to the Courselor on 2/28/16 to Offender, the 18sac It was Never -

16

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returned to their office of 5

See Exhibited Co.

29. Planolott, Withon the Same month, forward a groevance to the ARB, and its response was that & bovevance derled 1/18/15 and 2/18/16 are 60 days past time frame without face lity responde 59 See Exhibit - 600 Notwithstanding plaintiff was adnothed in hospital from UN291 15 thun 1/15/16 and was Not able to send the second godevavoe autol 2/28/16 to mquine Why has 11/18/15 snoevance had vol be answered. See

30. ON 8/8/16, Plan HAP Sever an energency governoce to the warden —

requesting permanant P.C atter he was threater by multiple Gils for Svitching on innate Peoples #K51695 for assalling him on 11/27/15. The warden's response was that: 66 No; en-See Exhiber Mo

31. ON 8/15/16, PlantAft Sevel a groevance to the Cow-Seler Concerning Saval martler, and was told: " For Intel) Your vegwest hus been received, and will be processed in the order of receipt. 5) See tacholot I.

32. ON 8/15/16 and 11/1/16 ARB deviced plasNtoff permanant protectoon Constady from Offender Peoples and his mobi(GD's) after plantoff informed Senteville Officedals that Peoples assaulled him on 11/27/15. Case: 1:17-cv-00441 Document #: 20 Filed: 06/13/17 Page 19 of 25 PageID #:189

33. ON 11/27/16, ARB devoed plaintitt Poc again, and Starled: 66 During each of these revoews, your rationale for weeding Pol is Center around an aftercatoon you had NOV. 27, 2015 with Offender Peoples. 33 See Exhilla B. J+K. That INformer (I'M is contrary to faces, and the expunged discoplinary report pladwith received ON 1/28/16. See Exholot ____

V. LEGAL CLAIMS

Plaintiff reallege and INCORPOrate by reference paragraphs 1-33 that: 34. The assault, unsafe Conditions, and delaberate indifference Violated plaintiff Jennis Taylor's rightsCase: 1:17-cv-00441 Document #: 20 Filed: 06/13/17 Page 20 of 25 PageID #:190

and Constituted Cruel and unusual punishment, a due process Violatoon under the Eight and Fourteenth Amendment to the United States Constitution.

35. The plaintoff has No plainty adequate on Complete remedy at law to redress the wrong described herein. Plaintoff has been and will continue to be in-veparably injured by the Conduct of the defendants unless this Court grants the declaration and injunctive relief which plaintoff Secks.

WI. PRAYER FOR RELIEF

Wherefore, plaintiff respectfully prays that this Court enter

judgment granting pladnitht:

36. A declaration that the acts and omissions described herein violated pladutates rights under the Constitution and law of the united Stales.

37. A prelantway and perma-Now injunction ordering detendurch Staleville Officed Werder Pfisher (Curred Wessler) of Menand cc) leel, all " to: grant penna-Navl protection Custody from the God mot when Consistantly. threader to ham plade tothe for svotchurg an ove of de menters, Peoples after he assautted hom on 11/27/15 al Stoleville Correctional Certan

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Plant of was transferred to

merard CC on White/le. Offender

Peoples was also transferred to

merard CC on W/24/16. Plant the

rand into peoples on W/25/16 for

we were housed on the Same

galler (W-1 galler) Peoples

made threatering Comments to

word plant they and Stated that

he will have his mob (od):

38. Compensatory damages in the anount of B 20,000 dollars against each defendant, jointly and Severally.

the Fiele you up. 33

39. Puriltère demage in the anount of \$ \$0.000 dollars against each defendant.

SHANE W. GREGSON Notary Public - State of Illinois My Commission Expires 2/25/2019

OFFICIAL SEAL

23.

P.O.B. OK 1000, Newart 21 62259

Dote Jewnary 9 2017

20 Filed: 06/13/17 Page 24 of 25 PageID #:194 Derends Trapal AR69729 Correspondence From IDOC Inmate PIOU BOX 1000 -LEGAL MAIL-Merady Zl 01/19/2017-1 62259 RECEIVED JAN 1 9 2017 M PRIORITY® THOMAS G. BRUTON CLERK, U.S. DISTRICT COURT U.S. DISTOVEL Court Visit us at usps.com Northern District of Illwood, Easten Div. 219 South Dearborn 20th Floer Chreago, Zunivats Legal Marl 60604 Privilged

